

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable James F. Thaxter, Associate Justice; Honorable Rebecca A. Wiseman, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Joe G. Lopez, Deputy Clerk.

F026553 Molly v. County of Tulare

Cause called and argued by Michael A. Brewer, Esq., counsel for appellant and by Teresa M. Saucedo, Esq., Deputy County Counsel, counsel for respondent.

Cause ordered submitted.

Court recessed until Tuesday, March 17, 1998 at 1:30 p.m.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Nickolas J. Dibiaso, Associate Justice; Honorable James F. Thaxter, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Yolanda I. Grigsby, Deputy Clerk.

F025835 People v. Kelley

Cause called and argued by Maureen Daly, Esq., Deputy Attorney General, counsel for respondent and by Marcia Levine, Esq., counsel for appellant.

Cause ordered submitted.

F025848 Guthrey v. State of California, et al.

F026374 Guthrey v. State of California, et al.

Cause called and argued by Carlos M. Alcala, Esq., counsel for appellant and by John E. Mueller, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Wednesday, March 18, 1998 at 10:00 A.M.

IN THE

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IN AND FOR THE

Fifth Appellate District

F026353 People v. Amwest Surety Insurance Co.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F029966 Spence v. South

Appellant having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 10(c), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F028227 People v. Lawrence

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F027935 People v. De Sousa

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F026223 Myers, Inc. v. Hymer

The judgment is affirmed. Vartabedian, J.

We concur: Stone (W.A.), Acting P.J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F027060 Branagh, et al. v. Boydston, et al.

Pursuant to request of appellant, the appeal in the above-entitled action is dismissed.

Respondent's request for dismissal and for sanctions is denied.

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F027371 People v. Evans

The judgment is affirmed. Thaxter, J.

We concur: Dibiaso, Acting P.J.; Wiseman, J.

[CERTIFIED FOR PARTIAL PUBLICATION]

F028976 In re Alfred H., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F028114 Guerra v. Bakersfield City School District, et al.,
F028937 Guerra v. Bakersfield City School District, et al.,

Pursuant to request of appellant, the above entitled appeals are consolidated and the opening briefs are due April 17, 1998 etc.